

July 13, 2007

Victoria Whitney, Division Chief Division of Water Rights State Water Resources Control Board 1001 I Street Sacramento, CA 95812

Re: SWRCB Order No. WR 95-10, as amended 3rd Quarterly Report for Water Year October 1, 2006 through September 30, 2007

Dear Ms. Whitney:

Pursuant to Condition 13 of the subject order as amended, this letter is Cal-Am's third quarterly report for the water year October 1, 2006 through September 30, 2007.

Condition 13, as amended, requires:

- 13. Starting with the first full month following adoption of this Order, Cal-Am shall file quarterly with the Chief, Division of Water Rights:
 - (a) Reports of the monthly total amounts being: (1) pumped from wells; and (2) diverted from the Carmel River. Reports of the total monthly amount being pumped from wells shall show the amount being pumped from each well and shall show the location of each well.
 - (b) Reports of the progress being made in complying with the schedule submitted to comply with Condition 11,
 - (c) Reports of the progress being made in complying with Conditions 4, 5, 6, 7, 8, and 9, and
 - (d) Cal-Am shall submit a quarterly water budget thirty days after approval by the

 District."

RESPONSES

Condition 13(a). The total amounts being: (1) pumped from wells and (2) diverted from the Carmel River by month for each well location for the second Quarter of the Water Year, October 1, 2006 through September 30, 2007 is shown on Attachment 1. Attachment 2 shows the monthly production data through June 2007 from specific sub-units in the Carmel Valley via Carmel Valley wells. Carmel Valley Filter Plant produced 0.0AF from San Clemente Reservoir, with 378.6 AF from Aquifers No. 1 and No. 2; Water West 00.0 AF; Aquifer No. 3

582153.01/SD C1144-011





5,381.6AF; Aquifer No. 4 1,575.8AF. Total production through the month of March 2007 was 7,336.0AF. Net production, which includes ASR diversion, was 7,303.1AF. See Table. Los Padres releases are shown on Attachment 4

II. <u>Condition 13(b)</u>. Condition No. 11 has been satisfied because The Monterey Peninsula Water Management District has continued to implement the Mitigation Program for the District's Water Allocation Program Environmental Impact Report.

III. <u>Condition 13(c)</u>. Progress being made in complying with Conditions 4, 5, 6, 7, 8, and 9 is as follows:

CONDITION NO. 4

Cal-Am shall maximize production from the Seaside aquifer for the purpose of serving existing connections, honoring existing commitments (allocations), and to reduce diversions from the Carmel River to the greatest practicable extent during periods of low flow. Cal-Am shall minimize diversions from the Seaside aquifer whenever flow in the Carmel River exceeds 40 cfs at the Highway I Bridge from November 1 to April 30. The long-term yield of the basin shall be maintained by using the practical rate of withdrawal method.

Response No. 4:

Attachment 3 shows Net System Production Water Year to Date.

CONDITION NO. 5

To the maximum extent feasible without inducing seawater intrusion or unreasonably affecting the operation of other wells, Cal-Am shall satisfy the water demands of its customers by extracting water from its most downstream wells.

Response No. 5:

In July 2003, US Fish & Wildlife Service and Cal-Am executed the Second Amended Agreement for protection of the California Red-legged frog for Cal-Am's Carmel Valley operations (Agreement with USFWS). The Agreement states that, provided that Cal-Am complies with its terms and the Biological Opinion, incidental take of California Red-legged frog shall be exempt from the take prohibitions of Section 9 of the Endangered Species Act. One of the requirements of the Agreement with USFWS is to pump from downstream wells to the extent practicable, which is consistent with Condition No. 5.

On March 21, 2002, the State Board adopted WRO 2002-0002, which modified Cal-Am's operation of the upper Carmel Valley wells in a manner that is consistent with Condition No. 5.





CONDITION NO. 6

Cal-Am shall conduct a study of the feasibility benefits and estimated costs of supplying water to the areas now served by the Carmel Valley Filter Plant from its more nearby wells downstream of the plant and shall also conduct a similar study of utilizing the existing or expanded Begonia Treatment Plant or other facilities located further downstream in lieu of the Carmel Valley Filter Plant. This latter study shall be completed within one year of the date of entry of this Order. Petitioner shall have an opportunity to comment on the scope of the study. The study shall be under the direction of the Division of Water Rights, and will be conducted by a consultant approved by the Division. If the Chief, Division of Water Rights, finds that the measures identified in the studies are feasible, Cal-Am must implement supplying water from the facilities identified by the Division according to a schedule approved by Division of Water Rights. The objective of supplying water from the wells is to maintain surface flow in the stream as far downstream as possible by releasing water from San Clemente Dam for maintenance of fish habitat. The results of the study and recommendations shall be provided to the District and DF&G for comment.

Response No. 6:

In accordance with the terms of Order Nos. 95-10 and 98-04, two studies were done. The first was completed and submitted to the State Board in September 1996. The Reconnaissance-Level Feasibility Study of the Operational Reconfiguration of Lower Carmel Valley Wells was completed and was submitted to the State Board on June 21, 1999. In April 2001, the State Board issued Order 2001-04 in which it found these studies adequate. The order was protested and after a hearing, the State Board adopted WRO 2002-0002 on March 21, 2002 and confirmed the studies were adequate.

In past years, operation of the upper Carmel Valley wells has been limited during the months of May through December. WRO 2002-0002 changed the trigger for reducing operation of upper Carmel Valley Wells from specific months to "low flow periods", defined as times when stream flow in the Carmel River at the Don Juan Bridge (RM 10.8) gage is less than 20 cfs for five consecutive days. WRO 2002-0002 also required installation of certain facilities to facilitate usage of the more downstream aquifers and to determine whether the Carmel Valley Village Zone water supply needs can be supplied from the Begonia Zone.

In compliance with WRO 2002-0002, Cal-Am installed a pump that delivers water from the Begonia zone to the Carmel Valley Village in March 2002. During low flow periods, Cal-Am has ceased diversions from San Clemente Reservoir, is pumping from Russell Wells 2 and 4, and has limited its pumping of the other upper Carmel Valley Wells to a schedule of maintenance pumping, which is set forth below. The maintenance-pumping schedule and the complete cessation of diversions from San Clemente Reservoir are being monitored and evaluated by NMFS and Cal-Am and are subject to adjustment in





order to satisfy the needs of Cal-Am's customers and the needs of the steelhead. Since the pump has been installed, production from the Russell Wells has been limited to 0.5 cfs during low flow periods and the majority of Carmel Valley Village demand has been met by pumping water from the Begonia zone, which includes water well production facilities in AQ 3, AQ 4 and the Seaside Groundwater Basin. This mode of operation is being evaluated to address the adequacy of Cal-Am's distribution system and the new pump to accommodate the water supply needs of the Carmel Valley Village from the Begonia Zone.

Status of wells during October 2006 through March 2007:

Lower Carmel Valley Wells

Rancho Canada — On-line
San Carlos — Emergency Stand-by only (under influence of surface water)
Cypress — On Line
Pearce - On Line
Schulte — On Line
Manor — On line
Begonia #2 — On Line
Berwick #8 — On Line

Upper Carmel Valley Wells

Panetta 2 – Off Line (run 8hrs/day for 1 to 2 days per month for maintenance)
Panetta 4 – Off Line (run 8hrs/day for 1 to 2 days per month for maintenance)
Garzas 3 – Off Line (run 8hrs/day for 1 to 2 days per month for maintenance)
Garzas 4 – Off Line (run 8hrs/day for 1 to 2 days per month for maintenance)
Los Laureles 5 – Off Line (run 1 to 2 hours once a week for maintenance)
Los Laureles 6 – Off Line (run 1 to 2 hours once a week for maintenance)
Scarlett 8 – On Line (run 1 to 2 hours once a week for maintenance)
Robles – On Line (run 1 to 2 hours once a week for maintenance)
Russell 2 – On Line
Russell 4 – On Line

As of April 30, 2007, the low flow period as defined by the Conservation Agreement and Order 2002-02commenced. The upper valley wells were then unavailable to satisfy normal system demand.

CONDITION NO. 7

Cal-Am shall evaluate the feasibility of bypassing early storm runoff at Los Padres and San Clemente Dams to recharge the subterranean stream below San Clemente Dam in order to restore surface water flows in the river at an earlier date. The results of the study and recommendations shall be provided to the District and CDF&G for comment.





CONDITION NO. 8

Cal-Am shall conduct a study of the feasibility, benefits, and costs of modifying critical stream reaches to facilitate the passage of fish. The study shall be designed and carried out in consultation with DF&G and the District. The results of the study and recommendations shall be provided to the district and DF&G for comment.

Response Nos. 7 & 8:

See prior quarterly reports.

California American has proposed an alternate water supply project to meet the Order 95-10 as modified by subsequent orders. After diligent review of the options for technical, political and environmental merit, California American amended its CPCN application which called for a new reservoir on the Carmel River and replaced it with the desalination/ASR project originally developed by the CPUC, entitled *Plan B*. Additionally, California American requested that the CPUC be the lead agency for the Company's project, which has been named the Coastal Water Project. The CPUC has agreed to be the lead agency for the environmental work. The Proponents Environmental Assessment (PEA) was completed in June 2005 and will be submitted as part of a completed CPCN application to the CPUC in July 2005. The Proposed Project is for a desalination plant and ASR element that will produce Carmel replacement water of 10,370AFA and Seaside Ground Water replacement of 1,000AFA. The CPUC's environmental staff has initiated their CEQA process for the project. The CPUC's current estimated time of completing the DEIR is March 2008.

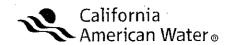
In March 2006, California American and Monterey Peninsula Water Management District executed a management and operations agreement (ASR Agreement) regarding the ownership and operation of existing ASR facilities. Pursuant to the ASR Agreement, California American and Monterey Peninsula Water Management District agree to cooperate in the acquisition of all permits and approvals required for ASR, including the acquisition of water rights

California American Water and the MPWMD continue negotiations in an effort to forge an agreement on the acquisition and joint ownership of water rights needed to secure to permanently operate an ASR project. California American and the District have been meeting with you and your staff to secure the ASR water rights and clarify other rights issues.

California American and the SWRCB executed a Memorandum of Understanding for the preparation of a Water Availability Study and a CEQA compliance document for California American's Applications 30214A, 30215B, 30644 and 30715. As required by the MOU, a draft preliminary work plan, which sets forth the strategy and timeline for completion of the environmental documentation, was submitted to the SWRCB on July 10, 2006.

Other items:





The Department of Safety of Dams has directed California American to permanently lower San Clemente Reservoir at all times possible. California American is currently exercising the draw down required by DSOD in consultation with NOAA and CDFG. DSOD continues to direct environmental review process to solve the seismic problems. The process will include CEQA and NEPA level evaluations. The Administrative EIR is currently in circulation to the Lead Agencies.

Should your staff have any questions please call me at (831) 646-3214.

Sincerely,

Steven Leonard

Vice-President /Manager

Coastal Division

California American Water

SDL Enclosures

cc: K. Turner

- P. Townsley
- D. Stephenson
- D. Laredo, Esq.
- T. Miller
- F. Farina, Esq.



CALIFORNIA AMERICAN WI Montary Division UPPER CV WELLS - PRODUCTION Water Year 2006-2007

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LOWER CV WELLS - PRODUCTION
Water Year 2006-2007

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CALIFORNIA AMERICAN WATER
Monterey Division
CVFP Daily Production Report
Water Year 2008-2097

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CALIFORNIA AMERICAN WATER S.C. DAM & CARMEL VALLEY WELLS Production Water Year (AF) 2006-07

) Date	CVFP Sant Clemente Dem	Aquifor 1 Ranssell 2 & 4	Aquifor 2 Robies Los Laureies 5 & 6	Vister West Panets 1 & 2 Georges 3 & 4	Aquifer 3 Scarlett 8/Bernéck 7 & 9 Begonis/Manor/Schulie Pearce/Cypress/Sen Carlos	Aquifer 4 Rencho Cenede	Total Production	BIRP BW & Secride Test Inject. (ASR)	Het Production
Óct 2006	0.0	23.1	0.0	0.0	602.5	171.0	796.6	-3.7	792.9
Oct 2005	0.0	26.6	0.0	0.0	565.2	275.1	866.9	0.8	867.7
Nov 2006	0.0	23.8	0.0	0.0	513.9	135.2	672.9	-2.8	670.1
Nov 2005	0.0	25.8	0.0	0.0	401.3	220.8	647.9	-1.8	646.1
Dec 2006	0.0	24.2	0.0	0.0	509.7	171.5	705.4	-2.8	702.6
Dec 2005	0.0	26.7	0.0	0.0	366.4	224.5	617.6	-8.3	609.3
Jan 2007	0.0		0.0	0.0	655.9	191.8	873.4	-3.6	869.8
Jan 2006	0.0	76.3	0.0	0.0	633.6	215.5	925.4	-121.2	804.3
Feb 2007	100 miles	35.4	0.0	0.0	602.5	174.9	812.8	30 per 10 mee :62	806.6
Feb 2006	0.0	76.0	42.1	0.0	554.9	191.3	864.3	-10.3	854.0
Mar 2007	0.0	68.6	653	0.0	708.9	197.2	1,040.0	-8.2	1,031.8
Mar 2006	0.0		40.3	0.0	682.5	190.1	997.2	-86.3	910.9
AGC 2007	0.0		213	0.0	4780	1925	7729.1	28	्र 726
Apr 2006	0.0		33.1	0.0	660.0	176.6	950.7	-139.0	811.7
2007	6.0		A frame of a street of	0.0	640.6	177.1	845.6	-0.5	844.7
- J 2006	0.0		And the second of the second second		837.7	94.7	1,057.4	-16.2	1,041.2
Jun 2007	0.0			0.0	669.6	164.6	860.2	13	96B\$
Jun 2006	0.0	A facility and a contract of the contract of t	53.7	0.0	809.4	81.1	1,023.7	3.1	1,026.8
Jul 2007							0.0		0.0
Jul 2006	0.0	64.1	15.9	0.0	792.0	222.7	1,094.7	1.7	1,096.4
	- 0.0	34.1					0.0		0.0
Aug 2007	0.0	26.2	0.0	0.0	737.2	219.5	982.9	5.5	988.
Aug 2006 Sep 2007							0.0)	0.0
Sep 2006	0.0	26.7	7 0.0	0.0	717.4	180.5			
Total	0.0					1,575.8	7,336.0	-32.9	7,303.

California American Water Monterey Division Net System Production Year to Date 2007

	,												
440		San Clemente Dam	U, Carmel Valley	L. Carmel Valley	Senside	Ryan Ranch Wells	Hidden Hills Wells	Blshop	Ambler	Chualar Wells	Raiph Lane Wells	ASR (-)	NET SYSTEM (All Facilities)
01/07	CF 1000 G AF	0.00	1,122,536 8,397 25.77	36,781,287 275,143 844.38	2,838,397 21,233 65.16	213,575 1,598 4.90	484,775 3,701 11.36	373,239 2,792 8,57	515,887 3,859 11.84	293,081 2,192 6.73	38,159 285 0.88	12,566 94 0.29	42,658,370 319,107 979.30
Y-T-D	CF 1000 G AF	00.0	1,122,536 8,397 25.77	36,781,287 275,143 844.38	2,838,397 21,233 85.18	213,575 1,598 4.90	494,775 3,701 11.36	373,239 2,792 8.57	515,887 3,859 11.84	293,081 2,192 6.73	38,159 285 0.88	12,566 94 0.29	42,658,370 319,107 979.30
02/07	CF 1000 G AF	0.00	1,541,210 11,529 35.38	33,649,962 253,215 777.09	1,013,700 7,583 23.27	164,300 1,229 3.77	379,502 2,839 8.71	363,005 2,715 8.33	474,566 3,550 10,89	263,561 1,972 6.05	27,432 205 0.63	253,859 1,899 5.83	37,823,379 282,939 868.31
Y-T-D	CF 1000 G AF	0.00	2,863,746 19,926 61.15	70,631,249 528,358 1,621.47	3,852,097 28,816 88.43	377,875 2,827 8.67	674,277 6,540 20,07	738,244 5,507 16.90	980,453 7,409 22.74	558,642 4,164 12.78	65,591 491 1.51	266,425 1,993 6.12	80,481,749 602,045 1,847.61
70/60	CF 1000 G AF	0.00	5,834,691 43,647 133.95	39,361,723 294,446 903.82	0 0 0	203,200 1,520 4,86	553,934 4,144 12.72	502,481 3,759 11.54	701,114 5,245 18.10	358,862 2,884 8.24	34,008 254 0.78	249,871 1,869 5.74	47,300,142 353,830 1,085.86
۲۰۲-۲	CF 1000 G AF	0.00	8,498,437 63,573 195.10	109,992,972 822,805 2,525,09	3,852,097 28,816 88,43	581,075 4,347 13.34	1,428,211 10,684 32,79	1,238,725 9,268 28,44	1,691,567 12,654 38.83	915,504 6,848 21.02	99,599 745 2.29	516,296 3,862 11.85	127,781,891 955,875 2,933,47
20/70	CF 1000 G AF	0 0 0	35	N	16,852,737 126,067 386.89	194,000 1,451 4.45	671,868 5,026 15.42	658,148 4,908 15,06	881,169 6,592 20.23	427,239 3,196 9.81	38,177 286 0.88	0000	51,360,808 384,206 1,179.08
Y-T-D	OF 1000-G AF	0 0.0	11,051,147 82,688 253.7	139,079,734 1,040,389 3,192.8	20,704,834 154,883 475,3	775,075 5,798 17.8	2,100,077 15,710 48.2	1,894,873 14,175 43,5	2,572,736 19,245 59.1	1,342,743 10,044 30.8	137,776 1,031 3.2	516,296 3,862 11.9	179,142,699 1,340,081 4,112.6
20/90	CF 1000 G	00:00	1,215,470 9,092 27.90	35,577,420 266,138 816.75	20,364,761 152,339 487.51	305,691 2,287 7.02	6,658 6,658 20,43	943,402 7,057 21.86	1,187,217 8,881 27.25	498,560 3,729 11,45	39,302 294 0.90	0 0 0	61,021,924 466,476 1,400.87
Y-T-D	СF 1000 G AF	00:0	12,286,617 91,761 281,60	174,657,154 1,306,526 4,009.58	41,069,595 307,222 942.83	1,080,766 8,085 24,81	2,990,178 22,368 68,65	2,838,275 21,232 65.16	3,759,953 28,126 86.32	1,841,303 13,774 42.27	177,078 1,325 4.07	516,296 3,862 11.85	240,164,623 1,796,558 5,513.42
20/90	CF 1000 G AF	00.0	1,134,420 8,486 26.04	38,252,724 5 271,189 832.25	21,380,913 159,940 490.84	344,105 2,574 7.90	1,013,400 7,581 23,28	1,051,192 7,863 24.13	1,534,339 11,478 35,22	530,238 3,966 12.17	47,562 356 1.09	000	63,288,893 473,434 1,452.91
Y-7-D	CF 1000 G AF	0 00:0	13,401,037 100,247 307,65	210,908,878 1,577,716 4,841.82	62,450,508 467,162 1,433.67	1,424,871 10,659 32,71	4,003,578 29,949 Attec@ale@ale	3,889,467 29,095 89,29	5,294,292 39,604 121,54	2,371,541 17,740 54,44	224,640 1,680 5.16	516,296 3,862 11,85	303,453,516 2,269,990 6,966.33

CALIFC. A AMERICAN WATER Monterey Division
Los Padres Daily Release (CFS)
Water Year 2006-2007

Sep 07		-	•				•				-				-1	•																	0.0
Aug 07									-		-				•						-	•			•								0.0
לס וחל																																	0.0
Jun 07	7.0	6.7	-	5. 4.	5.4	5.4	7 .	5.4	5.4		5.8	5.7	5.4	6.4	7.3	7.3		7.2	<u>ත</u> ග	6.0	5.7	5.0	5.8		5.7	5.7	5.2	5.2	5.0	5.0			153.1
May 07	12.3	12.0	1.5	11.2	100	<i>i</i> .	10.7	10.5	10.5	10.5	0.6	8.8		8.8	8.8	83.	8.4	4.8	8.2	8	7.7	7.7	7.7	7.7	7.5	7.5	7.2	6.9	4.	6.7			250.5
Apr 07	16.0	16.0	15.0	15.0	15.0	14.0	14.0	14.0	14.0	13.0	13.0	13.0	13.0	13.0	14.0	14.0	13.0	13.0	13.0	14.0	15.0	17.0	17.0	14.0	14.0	13.0	13.0	13.0	12.0	12.0			419.0
Mar 07	101.0	82.0	0.69	29.0	51.0	46.0	42.0	38.0	35.0	32.0	30.0	28.0	27.0	25.0	24.0	23.0	22.0	21.0	21.0	22.0	22.0	20.0	19.0	19.0	18.0	18.0	22.0	20.0	18.0	18.0	17.0		1009:0
Feb 07	11.0	13.0	12.0	11.0	11.0	11.0	11.0	12.0	11.0	23.0	149.0	83.0	58.0	44.0	36.0	32.0	28.0	26.0	24.0	23.0	22.0	32.0	35.0	30.0	41.0	74.0	181.0	134.0					1178.0
Jan 07	5.5	6.1	11.0	17.0	18.0	17.0	16.0	15.0	15.0	15.0	14.0	14.0	14.0	14.0	13.0	13.0	14.0	13.0	13.0	13.0	13.0	12.0	12.0	12.0	16.0	12.0	13.0	13.0	12.0	12.0	11.0		408.6
Dec 06	6.7	6.7	6.6	6.7	6.0	9.9	6.6	7.0	7.1	7.2	6.2	5.6	5.5	5.6	5.6	č.	5.5	5,4	تن 4.	ري 4.	r. S	5.6	5.6	5.5	5.5	5.8	6.2	5.9		5.5		8	185.6
Nov 08	9.0	0.6	8.8	80	89	8.6	8.6	8.6	8.4	8.4	8.4	8	83	8.4	8.2	7.7	6.8	9.9	9.9	9.9	6.5	6.5	9.9	9.9	6.7	6.8	6.9	6.0	7.0	8.9			230.2
Oct 08	10.0	10.0	10.0	o.	G.G	9.1	8.6	8.6	8.6	8.4	8.4	8.4	8.3	8.0	8.1	8.4	0.6	8.8	8.5	4.0	8.6	9.6	9.6	9.5	9.2	9.2	9.2	9.7	0.6	0.6	0.6		278.5
Date		7	e	4	ည	9	7	80	O	10	7	12	13	4	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31		Total

Attachment 34 Page 6 of 6